

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

For The

District of

Delaware

BETTY AGEE, Individually, and as
Representative of the Estate of
RICHARD L. AGEE, et al.

Plaintiffs,

V.

A.W. Chesterton, et al.

Defendants.

SUMMONS IN A CIVIL CASE

CASE NUMBER:

06-668

TO: (Name and address of Defendant)

Industrial Holdings Corporation fka The Carborundum
Company
745 7th Avenue
New York, NY 10199

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Robert Jacobs, Esquire
2 East 7th Street, P.O. Box 1271
Wilmington, DE 19899

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

OCT 31 2006

PETER T. DALLEO

CLERK

Monica Masley

(By) DEPUTY CLERK

DATE

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RETURN OF SERVICE

Service of the Summons and complaint was made by me ⁽¹⁾	DATE 11/2/06 @ 1:48 pm
NAME OF SERVER (PRINT) ROBERT DELACY	TITLE SPS

Check one box below to indicate appropriate method of service

- ☐ Served personally upon the defendant. Place where served: _____
- ☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.
Name of person with whom the summons and complaint were left: _____
- ☐ Returned unexecuted: _____

Other (specify) SERVED HARRIET WINDSOR, DELAWARE SECRETARY OF STATE

STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL
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DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 11/2/06
Date

Signature of Server

D. M. PROFESSIONAL SERVICES
5 Orchard Lane
Wilmington, DE 19809

Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.